

**IOWA BOARD OF MEDICINE
REGULARLY SCHEDULED MEETING: December 19-20, 2013**

A G E N D A^{1, 3, 4, 5}

BOARD MEMBERS: Greg Hoversten, D.O., Chairperson; Hamed Tewfik, M.D., Vice Chairperson; Michael Thompson, D.O., Secretary; Robert Bender, M.D.; Frank Bognanno; Julie Carmody, M.D.; Diane Clark; Ann Gales; Julie Perkins, M.D.; Allison Schoenfelder, M.D.

THURSDAY, DECEMBER 19, 2013

7:30 a.m. **EXECUTIVE COMMITTEE – Medical Conference Room B**
Chair Hoversten, Clark, Gales, Tewfik, Thompson

7:30 a.m. **SCREENING COMMITTEE – Board Room**
Chair Perkins, Bender, Bognanno, Carmody, Schoenfelder

9:00 a.m. **MONITORING COMMITTEE – Board Room**
Chair Tewfik, Bognanno, Carmody, Hoversten, Perkins

9:00 a.m. **LICENSURE COMMITTEE - Medical Conference Room B**
Chair Thompson, Bender, Clark, Gales, Schoenfelder

OPEN SESSION - Board Room
Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

CLOSED SESSION¹ - Board Room
Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Iowa Physician Health Committee

1. Notice of non-compliance

B. Review of closed minutes

1. October 24-25, 2013, Board meeting

LUNCH BREAK

CLOSED SESSION¹ - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Unlicensed Practice of Medicine Cases

B. Vote on Closed Session Cases

C. Recess until 8 a.m. Friday, December 20, 2013

FRIDAY, DECEMBER 20, 2013

8:00 a.m.

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

CLOSED SESSION¹ – Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

LUNCH BREAK

CLOSED SESSION¹ – Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

12:30 p.m.

HEARING² - Board Room

In the matter of the statement of charges against Amjad Butt, M.D.,
Respondent, File No. 02-08-154.

This hearing may be closed at the request of the respondent pursuant to Iowa Code section 272C.6(1).

1:00 p.m.

OPEN SESSION/PUBLIC MEETING - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Roll-call to establish quorum, acknowledgement of absent Board members, and approval of agenda^{3,4}

B. Opportunity for public comments⁵

C. Board minutes for consideration of approval:

1. October 24-25, 2013, Board meeting (open & closed)

D. Chair's report

E. Executive Director's report

F. Administrative Rules

1. ARC 1187C – License, records, monitoring fees. Effective January 1, 2014.
2. ARC 1188C – Iowa Physician Health Committee. Effective January 1, 2014.
3. Update on judicial review of ARC 653-Chapter 13.10 – Standards of Practice for physicians who perform medical abortions.

G. 2014 Legislation

H. 2014 Goal Setting

I. Reports

1. **Citizen Advocacy Center annual meeting, October 29-30, 2013, Seattle, Washington.** (Diane Clark, public member, Iowa Board of Medicine)

J. Iowa Physician Health Committee/Program

1. Statistical report
2. Program Update
3. Recommendation for Reappointment of Ray Harre, M.D., and Sasha Khosravi, D.O., to the Iowa Physician Health Committee

K. Judicial review & Legal update

(Asterisk indicates disciplinary case is pending in the Supreme Court/Court of Appeals. Other cases are in district court.)

1. Mark Collison, M.D.* -- Awaiting appeals court decision
2. Donna DeLouis, D.O.* – District court affirmed; appeal pending
3. Robert Tobin, M.D.* -- Awaiting appeals court decision
4. Fawad Zafar, M.D.* -- Awaiting appeals court decision
5. Doe v. Board of Medicine – District court dismissed; appeal pending.

L. Licensure & Licensure Committee Report

1. FSMB/Interstate Medical Licensure Compact update
2. FSMB/Maintenance of Licensure update
3. Licensure database demonstration
4. Update on waiver of licensure renewal fee for physicians on active military duty
5. Committee Report

M. Reports & Articles

1. *Patients Get Access to Doctors' Notes Online in Milwaukee-Area First*, by Guy Boulton, Milwaukee Journal Sentinel, November 24, 2013
2. *Why MDs abuse prescription drugs*, by Deborah Brauser, medscape.com, December 9, 2013
3. *2014 NPDB Guidebook (draft)*, Health Resources and Services Administration, U.S. Department of Health and Human Services.

CLOSED SESSION¹ - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

OPEN SESSION - Board Room

Chair Hoversten, Bender, Bognanno, Carmody, Clark, Gales, Perkins, Schoenfelder, Tewfik, Thompson

A. Vote on Closed Session Cases

ADJOURN

(1) The confidential matters listed on the agenda may concern medical records on the condition, diagnosis, care or treatment of a patient or investigation reports and other investigative information which are privileged and confidential under the provisions of Sections 22.7(2) and 272C.6(4), of the 2012 Code of Iowa. These matters constitute a sufficient basis for the Board to consider a closed session under the provisions of Section 21.5(1)(a), (d), (f) and (g) of the 2012 Code of Iowa. These sections provide that a governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body if all present, or all of the members present if not all members are present at the meeting to review or discuss records which are required or authorized by state or federal law to be kept confidential, to discuss whether to initiate licensee disciplinary investigations or proceedings and to discuss the decision to be rendered in a contested case conducted according to the provisions of Chapter 17A.

(2) Hearings may be closed at the discretion of the licensee, according to Section 272C.6(1) of the Code of Iowa 2012.

(3) Public agenda materials are available via e-mail. Public sessions are recorded and available via CD upon request. Contact natalie.sipes@iowa.gov

(4) The Iowa Board of Medicine may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting.

(5) At this time, members of the audience may address the Board for a period not to exceed 5 minutes. The Board reserves the right to reduce this time based on the number wishing to speak. If a member of the public wishes to address the Board with the intention of getting a Board decision at the meeting, the individual should request permission to be on the Board agenda. Written requests are due in the Board office at least 14 days in advance of the meeting.

The next scheduled Board meeting is Thursday and Friday, January 23-24, 2014, at 400 SW Eighth Street, Suite C, Des Moines, Iowa.

The Public Meeting will be held offsite on Thursday, January 23 at 10:00 a.m. in Room 15 (Legislative Dining Room) of the Statehouse.

If you require the assistance of auxiliary aids or services to participate in/or attend the meeting because of a disability, please call our ADA Coordinator at (515) 281-5604. If you are hearing impaired, call Relay IA TTY at 1-800-735-2942.